IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

WP(C).No. 30365 of 2003(M)

PETITIONER:

ASHA JOHNSON, MANAGING PARTNER,
NEO-PACK, CHANDANPPALLY, PATHANAMTHITTA.

BY ADV. SRI.MATHEW SEBASTIAN.

RESPONDENTS:

1. **KERALA STATE ELECTRICITY BOARD, REP. BY CHIEF ENGINEER, VYDYUTHI BHAVAN, PATTOM, THIRUVANANTHAPURAM**
2. **DEPUTY CHIEF ENGINEER, ANTI POWER THEFT SQUAD (HQ), VYDYUTHI BHAVAN, PATTOM, THIRUVANANTHAPURAM**
3. **ASSISTANT ENGINEER, ANTI POWER THEFT SQUAD, KOTTAYAM UNIT, K.S.E.B. OFFICE, KOTTAYAM.**
4. **ASST. ENGINEER, ELECTRICAL SECTOR, K.S.E.B. OFFICE, KAIPATTOOR, PATHANAMTHITTA**

BY ADV.SRI.C.K.KARUNAKARAN, SC FOR KSEB.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.30365/2003:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE CERTIFICATE DTD. 06/03/2003 ISSUED BY THE R.4.

EXT.P.2: COPY OF THE NOTICE DTD. 29/03/2003 ISSUED BY THE R.4. TOGETHER WITH MAHAZAR.

EXT.P.3: COPY OF THE DEMAND NOTICE DTD. 29/03/2003 ISSUED BY THE R.4.

EXT.P.4: COPY OF THE APPEAL PETITION DTD. 01/04/2003 BEFORE THE INSPECTOR GENERAL OF POLICE (APTS), THIRUVANANTHAPURAM.

EXT.P.5: COPY OF THE ORDER DTD. 20/08/2003 OF THE R.2.

EXT.P.6: COPY OF THE DEMAND NOTICE DTD. 02/09/2003 OF THE R.4.

//TRUE COPY//

prv.

KURIAN JOSEPH J.

W.P.(C) No.30365 of 2003

Dated 7th June, 2007.

J U D G M E N T

Petitioner is aggrieved by the demands issued to her on the ground of theft of electrical energy. Apparently there is no dispute regarding theft since it is admitted in the writ petition itself that there was theft from 6.3.2003 to 27.3.2003. Therefore, the consequences should follow. In the matter of theft, the penalty is not for the period of theft, but for the period of six months. Therefore, there is no merit in the writ petition. It is dismissed.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 2003

J U D G M E N T

Dated 7th June, 2007.